DEC 0 7 2015

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF NORTH CAROLINA

JULIE RICHARDS JOHNSTON, GLERK US DISTRICT COURT, EDING BY DEP CLK

WESTERN DIVISION

TIMOTHY DANEHY	,
Plaintiff,) } 8
v.) Plaintiff's Affidavit
CCS COMMERCIAL LLC.	
Defendant.	

AFFIDAVIT

Comes now Timothy Danehy, being first duly sworn, under oath, and states as follows:

- I, Timothy Danehy, having reached the age of majority, being of sound mind and having personal firsthand knowledge state of my free will the following facts as true and correct.
- 1. I am in possession of the cell phone assigned number 919-637-2447.
- 2. I was the sole user of the cell phone assigned number 919-637-2447 between August 6, 2015 and October 20, 2015.

- 3. I paid for pre-paid minutes to be used in connection with the cell phone assigned number 919-637-2447.
- 4. I had no prior business relationship with CCS COMMERCIAL LLP.
- 5. I never gave CCS COMMERCIAL LLP. or any of its agents consent to call my cell phone assigned number 919-637-2447.
- 6. When I tried to answer the first call at 8:13pm on 8/24/15 the call was cut off.
- 7. When I tried to answer the second call at 8:13pm on 8/24/15 the call was cut off.
- 8. I heard my cell phone assigned number 919-637-2447 being called 3 separate times within approximately 20 seconds at 8:13pm on 8/24/15.
- 9. I sent certified mailings to CCS on September 25, 2015 and October 25, 2015 in an attempt to mitigate this matter without litigation.
- 10. I received on my cell phone assigned number 919-637-2447 the following 7 calls from 603-957-4026;
 - 8/6/15 5:25pm (1 call)
 - 8/24/15 8:13pm (3 calls)
 - 8/31/15 3:32pm (1 call)
 - 9/29/15 5:56pm (1 call)

• 10/20/15 6:23pm (1 call)

I am willing to testify in person if needed to the truth of these aforementioned facts.

Affiant further sayeth naught.

Signed and sworn to under o	ath by affiant:	on November 20, 2015
North Carolina		•
County of WAVE		·
Sworn to (or affirmed) and sub 20/5. (Official Seal)	oscribed before me this the $\frac{20^{11}}{6000000000000000000000000000000000$, Notary Public
RICKY L. PAUL NOTARY PUBLIC WAKE COUNTY NC My Commission Expires 9-29-2019.	(Official Signature of Notary RICILY L PML My commission expires:	(Notary's printed or typed name)

Timothy Danehy, P.O. Box 301 Kittrell, NC 27544-0301 Tel 252-492-0194 timncood@gmail.com

Certificate of Service

A copy of the attached affidavit was mailed in an envelope with appropriate postage attached via the USPS and addressed to Defendant C/O their registered agent at:

CCS COMMERCIAL LLC.

c/o CT Corporation System 150 Fayetteville St., Box 1011 Raleigh, NC 27601

By:

Timothy Danehy

P.O. Box 301

Kittrell, NC 27544

252-492-0194

timncood@gmail.com